

**CITY COUNCIL MEETING  
CITY OF WATERTOWN  
January 3, 2012  
7:00 P.M.**

**MAYOR JEFFREY E. GRAHAM PRESIDING**

**PRESENT:**            **COUNCIL MEMBER ROXANNE M. BURNS  
COUNCIL MEMBER JOSEPH M. BUTLER JR.  
COUNCIL MEMBER TERESA R. MACALUSO  
COUNCIL MEMBER JEFFREY M. SMITH  
MAYOR GRAHAM**

**ALSO PRESENT:**    **MARY M. CORRIVEAU, CITY MANAGER  
CITY ATTORNEY ROBERT J. SLYE**

**City staff present:** Jim Mills, Kurt Hauk, Elliott Nelson, Eugene Hayes, Amy Pastuf

The City Manager presented the following reports to Council:

- Resolution No. 1 - Designating Depositories of City Funds for 2012
- Resolution No. 2 - Approving Agreement Between the City of Watertown and State of New York, Unified Court System
- Resolution No. 3 - Approving Online Auction Contract, Auctions International, Inc.
- Resolution No. 4 - Accepting Bid for the Purchase of a Route Optimization Software System, RouteSmart Technologies
- Resolution No. 5 - Public Hearing Authorizing Spending From Capital Reserve Fund
- Resolution No. 6 – Appointing Catherine J. Palermo to Part-Time City Court Judge for the City of Watertown
- Resolution No. 7 – Establishing Assessment Charge for Sidewalks, Spring and Fall 2012 Pursuant to Section 93 of the City Charter
- Ordinance No. 1 - An Ordinance Authorizing the Issuance of \$100,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs of the Construction or Reconstruction of Sidewalks in Special Assessment District No. 8 Within the City
- Proposed Legislation, Dogs, City Code Section 81-5 (C)
- Palmer Street Reconstruction Pre-Design Estimate

**Complete Reports on file in the office of the City Clerk**

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of December 19, 2011 was dispensed and accepted as written by motion of Council Member Jeffrey M. Smith seconded by Council Member Joseph M. Butler, Jr. and carried with all voting in favor thereof.

### **COMMUNICATIONS**

A claim against the City was received from Travelers on behalf of Andrew Iannetta, 851 Superior Street seeking reimbursement of \$3038.09 for property damages sustained from a treeing falling on his garage and fence. This tree was located on city owned property.

**Above claim have been referred to the Board of Audit.**

A letter was received from Rachel Knox offering to purchase 100, 101 and 103 Alexandria Avenue in the amount of \$150 per parcel.

A letter was received from Frederick and Kathleen McGraw, 121 Elm Street stating their concerns regarding a zoning change 14-13-232.

A letter was received from Margot McGorman, 415 Paddock Street suggesting the City subcontract the YMCA to operate the current recreation programs offered by the Parks and Recreation Department.

**Above communications was placed on file in the office of the City Clerk.**

### **PRIVILEGE OF THE FLOOR**

**Warren Allen**, 1404 State Street addressed the chair concerning the noise generated from a business 350 feet from his residence. In addition, he explained that there have been 20 arrests in front of the business.

**S.G. Gates**, 157 Dorsey Street addressed the chair concerning the pending dog ordinance. He pointed out the there is a petition that was started by people against this ordinance. He stated that for many people, dogs are a part of their family and dog owners make up a large voting basis. He further explained that dogs need socialization and this ordinance takes away a method of socialization.

### **PUBLIC HEARING**

**At 7:30 P.M. Mayor Graham asked the City Clerk to read the notice of Public Hearing Concerning Sidewalk Improvement Special Assessment Program, District No. 8.**

**Mayor Graham declared the hearing open at 7:30 P. M.**

No one addressed the chair

**Mayor Graham declared the hearing closed at 7:30 P.M.**

## **RESOLUTIONS**

### **Resolution No. 1 - Designating Depositories of City Funds for 2012**

#### **Introduced by Council Member Roxanne M. Burns**

WHEREAS Section 30 of the City Charter requires the City Council to designate each year at its first meeting some incorporated bank or banks or trust company located in the City of Watertown for the deposit of all moneys belonging to the City,

NOW THEREFORE BE IT RESOLVED that the following banks be and they are hereby designated as depositories of the City of Watertown, New York for the year beginning January 1, 2012 and ending December 31, 2012:

Community Bank, N.A.  
HSBC Bank USA  
Key Bank  
WSB Municipal Bank

And,

BE IT FURTHER RESOLVED that Community Bank, N.A., HSBC Bank USA, Key Bank and WSB Municipal Bank each be required to either execute a bond, deliver to the City of Watertown, New York approved collateral or to deposit at a mutually agreed upon depository approved collateral of a value up to TWENTY MILLION DOLLARS (\$20,000,000).

**Seconded by Council Member Teresa R. Macaluso and carried with all voting yea except for Council Member Joseph M. Butler, Jr. who abstained.**

### **Resolution No. 2 - Approving Agreement Between the City of Watertown and State of New York, Unified Court System**

#### **Introduced by Council Member Jeffrey M. Smith**

WHEREAS the City of Watertown, New York is responsible for providing and maintaining space for the operation of City Court, and

WHEREAS reimbursement for such services is available to the City from the Unified Court System of the State of New York,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Court Cleaning and Minor Repair Program Agreement between the City of Watertown and the State of New York Unified Court System for Fiscal Year 2011-2012, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Agreement on behalf of the City of Watertown.

**Seconded by Council Member Joseph M. Butler, Jr. and carried with all voting yea.**

**Resolution No. 3 - Approving Online Auction Contract, Auctions International, Inc.**

**Introduced by Council Member Joseph M. Butler, Jr.**

WHEREAS the City of Watertown has determined that we own eight hundred and twenty used residential water meters that, based on the Reduction of Lead in Drinking Water Act is excess to the City's needs, and

WHEREAS it is the City's desire to get the best price possible for this equipment, and

WHEREAS the Purchasing Manager, Amy M. Pastuf, has contacted Auctions International, Inc., which conducts online auctions of vehicles and equipment, and

WHEREAS there is no cost to the City, as the fee charged by Auctions International is a 10% buyer's premium,

NOW THEREFORE BE IT RESOLVED by the City Council that it hereby approves the Online Auction Contract with Auctions International, Incorporated, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that if the highest bid does not meet the City's estimated scrap value, no sale will take place, without prior approval of the City Council, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute the Contract and accept the highest offer at the time of sale above the City's estimated scrap values, on behalf of the City.

**Seconded by Council Member Jeffrey M. Smith and carried with all voting yea.**

**Resolution No. 4 - Accepting Bid for the Purchase of a Route Optimization Software System, RouteSmart Technologies**

**Introduced by Council Member Teresa R. Macaluso**

WHEREAS the City Purchasing Department has advertised and received proposals for the purchase and installation of a Route Optimization Software System, and

WHEREAS proposals were issued to six (6) prospective vendors, with two (2) proposals being received, and

WHEREAS City Purchasing Manager Amy M. Pastuf reviewed the proposals received with the staff members from the Information Technology and Public Works Departments, and it is their recommendation that the City Council accept the bid from RouteSmart Technologies in the amount of \$45,000, plus travel and expenses, as the lowest qualifying proposal meeting the City's specifications,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the proposal received from RouteSmart Technologies in the amount of \$45,000,

plus travel and expenses, as the lowest qualifying proposal meeting City specifications, for the purchase and installation of Route Optimization Software.

**Seconded by Council Member Jeffrey M. Smith and carried with all voting yea.**

**Resolution No. 5 - Public Hearing Authorizing Spending From Capital Reserve Fund**

**Introduced by Council Member Jeffrey M. Smith**

WHEREAS on June 19, 2006, the City Council approved establishing a Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law to finance future capital improvements, and

WHEREAS the Adopted 2011-12 Capital Budget included a project to replace Municipal Building chillers and tower at an estimated cost of \$250,000, and

WHEREAS the Adopted 2011-12 Capital Budget included a project to replace the Library cooling tower at an estimated cost of \$200,000, and

WHEREAS the City Council desired to partially fund the replacement of the Municipal Building chillers and tower and the Library cooling tower from the Capital Reserve Fund, and

WHEREAS on Monday, January 17, 2012 at 7:30 p.m., the City Council of the City of Watertown held a public hearing to discuss the expenditure of funds from this capital reserve fund, and

WHEREAS it has been determined that the expenditure of these funds is in keeping with the purpose for the capital reserve fund,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby authorizes the appropriating of Capital Reserve funds in an amount not to exceed \$365,000 to pay for the cost of the chillers and tower replacements at the Municipal Building and Library.

**Seconded by Council Member Joseph M. Butler, Jr.**

**Motion was made by Council Member Jeffrey M. Smith to schedule a Public Hearing on the foregoing resolution for Monday, January 17, 2012 at 7:30 P.M. Motion was seconded by Council Member Joseph M. Butler, Jr. and carried with all voting in favor thereof.**

**Resolution No. 6 – Appointing Catherine J. Palermo to Part-Time City Court Judge for the City of Watertown**

**Introduced by Council Member Roxanne M. Burns**

WHEREAS the Mayor of the City of Watertown is empowered by the laws of the State of New York to appoint to the office of Part-Time City Court Judge for the City of Watertown, subject to the consent of City Council, and

WHEREAS a vacancy occurred January 1, 2012, and

WHEREAS the Mayor, Jeffrey E. Graham, appoints Catherine J. Palermo, 132 Stuart Street, Watertown, New York, to the position of Part-Time City Court Judge,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown confirms the appointment of Catherine J. Palermo, 132 Stuart Street, Watertown, New York, effective immediately for a six (6) year term ending December 31, 2017.

**Seconded by Council Member Teresa R. Macaluso**

**Rules waived by Motion of Council Member Roxanne M. Burns, seconded by Council Member Teresa R. Macaluso carried with all voting yea except Council Member Joseph M. Butler, Jr. and Council Member Jeffrey M. Smith voting nay.**

Mayor Graham reviewed the events leading up to this resolution and stated that he had discussions with local attorneys, including City Court Judge Eugene R. Renzi, Fifth Judicial District Administrative Justice James C. Tormey and retired City Court Judge James C. Harberson. He told Council that Ms. Palermo fits the guidelines that were outlined to him for a self-contained, self-starter and someone who is smart on the law and can keep justice moving in a fair and fast manner. He said that he is proud to present her name and hoped the Council would approve as well.

Council Member Butler stated that he first learned of this on Sunday afternoon and was told about the resolution today. He pointed out that he was pleased with Ms. Palermo's background and qualifications but added that a two-day notice was not enough time. He noted that this is a six year appointment which is extremely important and wished it would be delayed so that he could do his due diligence.

Council Member Smith agreed with Council Member Butler in that he has not had the opportunity to do any due diligence and he stated that it would not be fair to city court, the mayor or Ms. Palermo. He also asked that Council allow him and Council Member Butler more time to review this appointment.

**Motion was made by Council Member Smith to table the foregoing resolution. Motion was seconded by Council Member Butler and defeated with all voting nay except for Council Member Butler and Council Member Smith voting yea.**

**At the call of the chair, vote was taken on the foregoing resolution and carried with all voting yea except for Council Member Butler and Council Member Smith voting nay.**

**Resolution No. 7 – Establishing Assessment Charge for Sidewalks, Spring and Fall 2012  
Pursuant to Section 93 of the City Charter**

**Introduced by Council Member Jeffrey M. Smith**

WHEREAS a public hearing was held in accordance with Section 93 of the City Charter on January 3, 2012 at 7:30 p.m. to hear public comment concerning whether all or a portion of the cost for proposed sidewalk improvements to the properties identified in the attached report, which constitutes Special Assessment District #8, shall be a charge or expense upon the abutting properties, and

WHEREAS the City Council has determined that it shall fix the charge to be paid by the abutting property owner at \$5.25 per square foot, with the remaining cost being paid by the City,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown, pursuant to Section 93 of the City Charter, hereby fixes the charge to be paid for by the abutting property owner's of Special Assessment District #8 at \$5.25 per square foot, with the remaining cost being paid by the City.

**Seconded by Council Member Joseph M. Butler, Jr.**

**Motion was made by Council Member Jeffrey M. Smith to amend the resolution to read \$5.25 per square foot. Motion was seconded by Council Member Joseph M. Butler, Jr. and carried with all voting yea.**

**At the call of the chair, vote was taken on the foregoing resolution as amended and carried with all voting yea.**

**ORDINANCES**

**Ordinance No. 1 - An Ordinance Authorizing the Issuance of \$100,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs of the Construction or Reconstruction of Sidewalks in Special Assessment District No. 8 Within the City**

**Introduced by Council Member Jeffrey M. Smith**

WHEREAS, all conditions precedent to the financing of the class of objects or purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the issuance of bonds of said City to finance costs of said class of objects or purposes; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the class of objects or purposes of paying costs of the construction or reconstruction of sidewalks in Special Assessment District No. 8 within the City of Watertown,

Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$100,000 bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$100,000 and that the plan for the financing thereof is by the issuance of \$100,000 bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of bonds ultimately to be issued will be reduced by the amount of any State or Federal aid or any other revenue received by the City from other sources for such class of objects or purposes.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied upon property in Special Assessment District No. 8 determined to be specially benefitted by such construction or reconstruction of sidewalks a special assessment to pay such portion of the principal of and interest on such obligations, as the same become due and payable, as shall be established in proceedings under Title XII of the City Charter and, to the extent such assessments are insufficient, there shall annually be levied a tax to pay principal and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller



shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.1340-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in the Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**Seconded by Council Member Joseph M. Butler, Jr.**

**Motion for unanimous consent moved by Council Member Jeffrey M. Smith, seconded by Council Member Joseph M. Butler, Jr. and carried with all voting in favor thereof**

**At the call of the chair, vote was taken on the foregoing resolution and carried with all voting yea.**

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**Council discussed the following topics:**

**100, 101 and 103 Alexandria Avenue**

**James Mills**, City Comptroller stated that these properties were not bid on in the recent public auction and that Rachel Knox was not in town for the public auction.

Mrs. Corriveau added that the City has held these properties for a number of years and they have been sold and came back to the city several times.

Council Member Butler asked when the properties were acquired by the city and asked for the assessment value and zoning of the properties.

Mr. Mills stated that he would have the above information at the next meeting.

Council concurred that a resolution could be drafted for the next meeting.

**Proposed Legislation, Dogs, City Code Section 81-5 (C)**

Mrs. Corriveau recommended that the City's Tree Lighting Ceremony be included as a special event.

In regards to the Youth Baseball League run by City, Council Member Butler wondered if dogs would be allowed as the legislation is currently written.

Mrs. Corriveau responded that dogs are allowed at Youth Baseball League.

Council Member Butler stated that this type of event should be included and he would not allow dogs at baseball games that could be attended by 50-100 people especially when food is present.

Council Member Macaluso asked if the City could decide as the event comes.

Council Member Butler asked if events that are not done on an annual basis are decided upon with the City Manager's discretion.

**Robert Slye**, City Attorney asked for clarification from Council Member Butler on the sporting events that should be included.

Council Member Butler responded that he is referring to recreation programs or sporting events that the City administers or sponsors.

Attorney Slye replied that it should state any organized sporting event on City property as well as special events.

Mayor Graham agreed with Council Member Butler but thinks that stating dogs are banned at all these events adds a “poison pill nature” to the ordinance. He would move forward with this either way.

Council Member Butler commented that he will still support the ordinance but hoped that it would go further than what is before Council tonight.

Council Member Smith is concerned that it will restrict people that have been extremely responsible with their dogs because of one horrific event. He said the goal is to prevent a dog attack so it needs to be enforced proactively and officers will need to be present to monitor it. He does not think this is feasible. He mentioned that there should be some exception for dogs that are muzzled. He questioned the situation of someone walking their dog down the street near the fairgrounds and wondered if this would be a violation.

Council Member Burns stated that she is content with the way it is written now and said that ball games are not as widely attended as some of the other special events. She said she is not opposed to adding them but the initial intent was for events that were largely crowded. She added that police are always present at the 4<sup>th</sup> of July Concert and the Jefferson County Fair. She noted that a representative from the Farmer’s Market could speak to a person with a dog and have the police respond if needed.

Council Member Macaluso commented that the accident at the Farmer’s Market was an accident waiting to happen. She added that the goal is not to protect the animal rights but to protect people’s rights.

Council Member Burns explained that there have been other incidents at the Farmer’s Market but not like what happened to that young child. Her intent is to have it drawn as is if there is support of Council.

Council Member Jeffrey M. Smith reiterated that an exception should be allowed if the dog is muzzled.

Mayor Graham responded that arguments could be made as to what constitutes a muzzle. He explained that Council is not trying to limit someone’s right to walk their dog and he is content with it as written.

Council concurred that the dog legislation should be drafted as a resolution for the next meeting.

### **Palmer Street Reconstruction Pre-Design Estimate**

Council Member Macaluso stated that she had heard that the residents did not want this project.

Mayor Graham stated there was some opposition and asked if the City owns part of the street.

**Kurt Hauk**, City Engineer explained that the City owns a 33 foot wide right away from Arsenal Street and the rest is owned by the apartment complex and the Smith’s. He further explained that there is a 50 foot wide sewer easement at the end of the street near the right hand turn.

In response to Council Member Butler's inquiry, Attorney Slye confirmed that the City owns 1/3 of the street up to the apartment complex.

Mrs. Corriveau stated that the city plows the street and potholes on the non city section are only fixed if they impede the ability for Fire and Police to travel down the street. She said that the city calls the property owner to fix the potholes but unfortunately, the section in which the ownership is in question, is fixed by the City.

Council Member Butler stated that this project is a misallocation of resources and that there are other heavy travelled city streets that are in worse shape. He gave the example of Flower Avenue East in which the water main has broken several times and the residents have come to Council for assistance. He added that Palmer Street residents have not asked for this and some are in opposition of it.

Council Member Macaluso commented that money should not be put into it unless the City owns it.

Mayor Graham asked Mr. Hauk to inform Council which section was owned by the City.

Council Member Butler agreed that Council should not move ahead but questioned how streets are chosen for upgrades. He pointed out that streets such as South Pleasant, East Avenue and Moffett have not been redone in years

**Eugene Hayes**, Superintendent of DPW stated infrastructure is extremely important because if the infrastructure is 100 years old it could be damaged during a mill and fill which would be a waste of money. These projects need to be coordinated with the Water Department and City Engineering's schedules and sometimes they cannot be done timely. He stated that the base has to be good in order to do a mill and fill. He listed Thompson Boulevard as an example of a well travelled street in need of reconfiguration that was capped until the full redesign could be completed. He added that large projects like Ten Eyck Street take time away from the smaller jobs. He mentioned that he values the input from the Council in picking streets for repair because the Council hears more of the complaints from the residents.

Council Member Macaluso asked if Flower Avenue East is on the agenda.

Mr. Hayes stated that he would have to refer this to the City Engineer.

Mrs. Corriveau confirmed for Council Member Butler that Clinton Street from Holcomb Street to Washington Street would be done this spring.

Mr. Hauk stated that water work would be done past Holcomb to tie into Massey Street and confirmed that it is total rebuild sidewalk to sidewalk.

Mr. Hayes added the Public Works concentrates their money on maintenance and Engineering concentrates on how it needs to be designed.

In regards to the combined sewer overflow long-term plan, Mr. Hauk stated the biggest issue is the entire Engine Street overflow which runs from Newell Street to Samaritan Hospital. He commented that this is a lot of infrastructure in just the sewer portion but every time they do a project it helps. He explained that when a road is proposed for repairs, he has to look at the base and make sure there is a good sub base before putting new paving on it.

Mayor Graham indicated that the consensus of Council was not to proceed with the Palmer Street project.

### **Park and Recreation Department**

Council Member Burns asked if Mr. VanBrocklin was continuing to work part-time until a full-time replacement is found.

Mrs. Corriveau replied that Mr. VanBrocklin is currently working full-time and plans to continue with this for now.

### **Meadow Street Land Swap**

Council Member Butler asked for the status of the land swap on Meadow Street.

Mr. Hayes responded that the City has prepped the property and removed a tree that the landowner wanted removed.

Mrs. Corriveau stated that subdivisions and surveys need to be done on both parcels. She noted that Mr. Lumbis forwarded to her the proposals for the surveys.

### **Orchard Street Sewer Rerouting**

In response to Council Member Butler's inquiry, Mr. Hayes stated that Engineering is still looking at this. He added that Mr. McWayne had the asbestos abatement done in the properties that are scheduled for demolition.

Mrs. Corriveau added Council has not decided on the direction that would be taken at 111 South Orchard Street.

### **Coffeen Street and Waltham Street Properties**

Council Member Butler asked who owned the brick buildings on the corner of Coffeen Street and Waltham Street because they are in rough shape.

Mrs. Corriveau stated that they have been for sale for a long time and she will have staff look into them.

### **Noise Concerns on Upper State Street**

Council Member Butler addressed Mr. Allen's concerns mentioned during the Privilege of the Floor. He has spoken to Chief Goss who confirmed there have been a lot of arrests in the area of Pewter Mug and Poor Richard's.

Mrs. Corriveau stated that the police do respond and report the bars through the appropriate channels.

Mayor Graham suggested that any complaints submitted to the SLA should be copied and given to the business owner as well.

#### **Massey Street and Stone Street Intersection**

In response to Council Member Macaluso inquiry, Mr. Hayes stated that there was a problem with the timing of this light and Mr. Green is working on a solution.

#### **Ice Arena at the Fairgrounds**

Council Member Butler reported that there is a new spot on the roof that is leaking and that staff is still having problems with the cash registers.

Mr. Mills stated that he thought the issues with the cash registers have been resolved but he will investigate further.

Council Member Smith also mentioned that outdoor ice was being put down tonight.

#### **Payments made on-line**

Mayor Graham asked if Water and Sewer bills will be able to be paid on-line.

Mr. Mills explained that ACH is offered now but he is exploring software that will integrate with KVS in hopes of having this capability this year. He reminded Council that a decision regarding convenience fees needs to be made.

Council Member Burns told Council that in other municipalities in Jefferson County, the convenience fee is absorbed by the property owner.

Mayor Graham stated he would like to see this be a goal for this year.

Mrs. Corriveau indicated that this is a goal for this fiscal year.

#### **Manager's Report**

Mrs. Corriveau presented Council with the Manager's Report.

#### **Governor's State of the State Address**

Mrs. Corriveau reminded Council that the Governor Cuomo will be giving his State of the State Address at 1:30 P.M. tomorrow and it can be watched live on the website - [governor.ny.gov](http://governor.ny.gov).

**Motion was made by Council Member Joseph M. Butler, Jr. to move into Executive Session to discuss the employment history of particular individuals.**

**Motion was seconded by Council Member Jeffrey M. Smith and carried with all voting in favor thereof.**

Council moved into Executive Session at 8.08 P.M.

Council reconvened at 8:45 P.M.

### **A D J O U R N M E N T**

**At the call of the chair, meeting was duly adjourned at 8:45 P.M. until Monday, January 9, 2012 by motion of Council Member Joseph M. Butler, Jr., Seconded by Council Member Jeffrey M. Smith and carried with all voting in favor thereof.**

**Ann M. Saunders**

City Clerk